

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Investigation into
Implementation of Assembly Bill 970 Regarding
the Identification of Electric Transmission and
Distribution Constraints, and Related Matters
Affecting the Reliability of Electric Supply.

Investigation 00-11-001
(Filed November 2, 2000)

**ADMINISTRATIVE LAW JUDGE'S RULING
SETTING LAW AND MOTION HEARING
AND PREHEARING CONFERENCE**

In this ruling, I shorten the time to respond to the motion for a protective order filed on June 2, 2004 by the California Independent System Operator (ISO). I also set a telephonic Law and Motion hearing on the motion and a prehearing conference (PHC) to discuss other matters related to the Commission's examination of a generic economic methodology for evaluating transmission projects (Phase 5).

The ISO submitted its direct testimony in Phase 5 on June 2, 2004, consistent with my January 28, 2004 ruling. The primary focus of the upcoming PHC will be to discuss scheduling for additional testimony and evidentiary hearings for Phase 5. Parties may file and serve PHC statements no later than June 30, 2004. It would be helpful for the PHC statements to address the following:

- Identification of any substantive issues not raised by the ISO direct testimony that should be addressed in Phase 5.
- Proposed procedural schedules for submission of additional testimony and evidentiary hearings in Phase 5.

- Any other procedural issues.

While the PHC statements must be filed with the Docket Office in paper form, they may be served on the service list in electronic form, pursuant to Rule 23(b) in the Commission Rules of Practice and Procedure. Paper format copies, in addition to electronic copies if made available, must be served on the Assigned Commissioner, the assigned Administrative Law Judge, anyone on the Appearances and State Service portions of the service list who does not have a valid e-mail address, and any other party requesting paper format service. If a party serves its PHC statement electronically, it should e-mail courtesy copies to the entire service list, including those appearing on the list as "Information Only." Persons filing PHC statements should bring 10 extra copies to the PHC. Parties are encouraged to meet and confer prior to the PHC and to file joint statements to the extent feasible.

Parties were given advance electronic notice of this ruling

Therefore, **IT IS RULED** that:

1. Responses to the California Independent System Operator's (ISO) motion for a protective order filed June 2, 2004 are due no later than June 16, 2004.
2. A telephonic Law and Motion hearing will be held regarding the ISO's motion on June 18, 2004 at 10:00 a.m. The telephone number is 1-203-310-3009. Participants' password code is 487101.

3. The Commission will hold a prehearing conference (PHC) in Phase 5 commencing at 10:30 a.m., on July 6, 2004, in the Commission Courtroom, State Office Building, 505 Van Ness Avenue, San Francisco, California.

4. Interested persons may file and serve PHC statements, as more fully set forth above, no later than June 30, 2004. Parties shall bring 10 extra copies to the PHC.

Dated June 15, 2004, at San Francisco, California.

/s/ CHARLOTTE F. TERKEURST

By LYNN T. CAREW

Charlotte F. TerKeurst

Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail, this day served a true copy of the original attached Administrative Law Judge's Ruling Setting Law and Motion Hearing and Prehearing Conference on all parties of record in this proceeding or their attorneys of record.

Dated June 15, 2004, at San Francisco, California.

/s/ JANET V. ALVIAR

Janet V. Alviar

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.